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**Description Notes** Strock is forwarding a draft of a letter from Strock to Curtis A. Moore for Young's information. Young is included in the draft as a possible contact for information in toxic victim compensation issues and Strock asks if Young objects.



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C. 20460

MAY 23 1984

OFFICE OF  
THE ADMINISTRATOR

Dr. Alvin L. Young  
Senior Policy Analyst  
for Life Sciences  
Office of Science and  
Technology Policy  
NEOB, Room 5005  
Washington, D.C. 20506

Dear Dr. Young:

As the attached draft letter indicates, our General Counsel, A. James Barnes, was asked to send certain information to Senate Environment and Public Works Committee staff. Because he is presently out of the country, I am sending a draft of the letter to you on his behalf.

As you will see, you have been included as one of a number of experts on toxic victim compensation issues--experts to whom the staff may turn for advice and guidance. If you have any objection to being included, or any comment, I would appreciate it if you would please call Ms. Cheryl Veon at 382-7960. If we have not heard from your office by 4:00 p.m. on Thursday, May 24, 1984, we will assume that you have assented to your inclusion.

Thank you very much for your attention to this matter, and I apologize for the short notice necessitated by the request.

Sincerely,

A handwritten signature in black ink, appearing to read "James M. Strock".

James M. Strock  
Special Assistant  
to the Administrator

**DRAFT**

Mr. Curtis A. Moore  
Professional Staff Member  
Committee on Environment  
and Public Works  
United States Senate  
Washington, D.C. 20510

Dear Curtis:

Following your discussion with Jim Barnes on Thursday, we have put together a list of individuals from various federal agencies who are analyzing a wide variety of issues dealing with toxic victim compensation. Because he is out of the country today, I am transmitting this to you in his absence. We hope that these individuals will comprise a useful resource to you and other staff members attempting to tackle these difficult issues.

I would suggest that you contact any or all of the following individuals:

- Department of Justice: B. Wayne Vance, Deputy Assistant Attorney General in the Civil Division, who has been active in these and related issues both as a litigator and as a policy maker. In particular, he has been involved in the radiation and Agent Orange cases.
- Veterans Administration: John P. Murphy, General Counsel. As you know, he has been very involved in radiation and Agent Orange issues recently.
- Department of Labor (which is involved in FECA, Black Lung, and longshoreman's programs): Deputy Assistant Secretary Daniel K. Benjamin. We believe that the programmatic experiences here should be very useful, particularly on the matter of presumptions, such as those included in some of the victim compensation proposals.

- HHS: Sciences Issues, Dr. David P. Rall, Director of the National Institute of Environmental Health Sciences. The report on science produced by HHS, which we have sent to your Committee, was produced by Dr. Rall's office.
- HHS: Compensation Issues, Dr. Anthony J. Pellechio, Deputy Assistant Secretary for Income Security Policy. As you know, HHS has special expertise on compensation programs, which is relevant to this area, particularly under several pieces of legislation which would utilize HHS procedures.
- Department of Commerce: H. Stephen Halloway, Associate General Counsel for Legislation and Regulation, who deals with insurance questions and private sector initiatives.
- Department of Energy: Theodore J. Garrish, General Counsel. He is particularly acquainted with radiation issues.
- OSTP: Dr. Alvin L. Young, Senior Policy Analyst for Life Sciences, who is particularly well-acquainted with Agent Orange issues.
- Executive Office of the President: Dr. William L. Roper, Special Assistant to the President for Health Policy.

As I mentioned to you yesterday, we have worked under contract with the Environmental Law Institute on an effort to track toxic tort cases in Connecticut with an eye toward gaining lessons there. We are expecting to have that study very soon, within the next several weeks, and will plan to send it to you at that time.

As you know, the toxic victim compensation proposals before the Congress contain numerous assumptions and raise a variety of issues. We firmly believe that more information is needed before the federal government should act in a significant manner in this critical and complex area. As a result, we take our responsibility to develop information seriously, and believe that is the best way we can make a constructive and effective contribution to the debate. Throughout the process, EPA, as well as the other executive branch departments and agencies, will be prepared to provide the fair and impartial expert advice that you need to aid your consideration.

**DRAFT**

We appreciate the opportunity to discuss these issues, and look forward to keeping in touch with you concerning them.

Sincerely,

James M. Strock  
Special Assistant  
to the Administrator